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## COUNTY OF LOS ANGELES DEPARTMENT OF CONSUMER AFFAIRS

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### MEMBERS OF THE BOARD

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PASTOR HERRERA, JR.  
DIRECTOR

May 14, 2002

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**REQUEST FOR TERM EXTENSION FOR THE LAKE HUGHES  
UNINCORPORATED AREA CABLE TELEVISION FRANCHISE GRANTED  
TO CAPP'S TV ELECTRONICS, INC., ORDINANCE NO. 87-0057F**

**(FIFTH DISTRICT - 3-VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Approve the amendment to Ordinance No. 87-0057F granting an extension of term for the Cable Television Franchise for the Lake Hughes unincorporated area through December 31, 2003.
2. Introduce, waive reading and place on your Board's Agenda for adoption the attached ordinance which implements the above recommendation.
3. Find this franchise extension is categorically exempt under the California Environmental Quality Act (CEQA) pursuant to Class 1, Section (e), of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15061(b)(3) of the State CEQA Guidelines.

**PURPOSE OF RECOMMENDED ACTION:**

Capp's TV Electronics, Inc ("Franchisee") currently provides cable service in the Lake Hughes unincorporated area of Los Angeles County. Franchisee has requested a renewal of the subject cable television franchise which otherwise expires on June 30, 2002. The extension of the franchise term requested in this letter allows time for the negotiation of the long-term renewal of the franchise.

**JUSTIFICATION:**

The extension of the current franchise term through December 31, 2003 will allow Los Angeles County to negotiate the renewal of this franchise.

**Implementation of Strategic Plan Goals**

Approval of this recommendation will assist in implementing the Department's Strategic Plan goals to place emphasis on service delivery and fiscal responsibility. This will ensure the continuation of revenue provided to the County by statute.

**FISCAL IMPACT:**

There will be no cost to the County. Section 622 (b) of the Cable Act of 1984 (47 U.S.C. §542 (b)), gives a local franchising authority, such as the County, the right to collect franchise fees of no more than five percent (5%) of total gross revenues collected by a cable television franchisee over a 12-month period. The extension of the cable television franchise will not affect the collection of the maximum allowable franchise fees.

**FINANCING:**

There will be no negative financial impact.

**FACTS AND PROVISIONS/LEGAL REQUIREMENTS:**

The Office of the County Counsel has reviewed the attached ordinance and approved it as to form.

Honorable Board of Supervisors  
May 14, 2002  
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**IMPACT ON CURRENT SERVICES (OR PROJECTS):**

There will be no impact on current services.

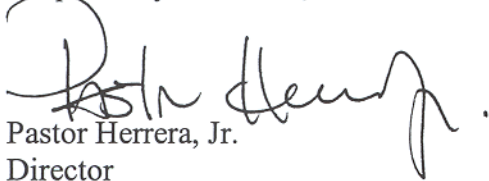
**NEGATIVE DECLARATION/ENVIRONMENTAL IMPACT REPORT:**

The extension of this cable television franchise is categorically exempt under CEQA pursuant to Class 1, Section (e) of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15061(b)(3) of the State CEQA Guidelines.

**CONCLUSION:**

It is requested that the Executive Office-Clerk of the Board notify Mr. Earl Capp Loughboro, President/CEO, Capp's TV Electronics, Inc., 1399 Arundell Avenue, Ventura, CA 93003, County Counsel, the Department of Public Works, the Auditor-Controller, and the Department of Consumer Affairs, Cable Television Franchising Division of the Board's action in this matter.

Respectfully submitted,



Pastor Herrera, Jr.  
Director

PHJ:RS  
Attachment

c: Chief Administrative Officer  
Executive Officer, Board of Supervisors  
Auditor-Controller  
County Counsel  
Department of Public Works  
Internal Services Department

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## ANALYSIS

This ordinance extends through December 31, 2003, a franchise to operate a cable television system or systems and to provide cable television service in the Lake Hughes unincorporated area, granted by Ordinance No. 87-0057F, to Capp's TV Electronics, Inc.

LLOYD W. PELLMAN  
County Counsel

By



LILLIAN D. SALINGER  
Deputy County Counsel  
Public Works Division

LDS:jn

Requested 4/09/2002

Revised 4/18/2002

**ORDINANCE NO. \_\_\_\_\_**

An ordinance extending through December 31, 2003, a franchise to provide cable television service in the Lake Hughes unincorporated area, granted to Capp's TV Electronics, Inc.

The Board of Supervisors of the County of Los Angeles ordains as follows:

**SECTION 1.** Section 1 of Ordinance No. 87-0057F is hereby amended to read as follows:

**Section 1.** Pursuant to Section 53066 of the Government Code of the State of California, the right, privilege and franchise is granted to Capp's TV Electronics, Inc., ("Franchisee"), ~~to construct from time to time and for the period of fifteen (15) years from July 1, 1987 through June 30, 2002, December 31, 2003, to construct, reconstruct,~~ maintain and to operate a Cable Television System (hereinafter called "System") in the unincorporated territory Service Area of the County of Los Angeles, ~~and to maintain, operate, renew, repair, and remove in the Service Area or Areas,~~ described in Section 2 below, and to construct, reconstruct, maintain, operate, renew, repair, and remove in this Service Area radio and television signal transmission lines and cables and all appurtenances and/or service connections (hereinafter jointly referred to as "Facilities") which are necessary or convenient for the provision of a System, ~~Ssaid grant being is~~ subject to the faithful performance and observance by Franchisee of all the terms and conditions herein.